S.B.Cr.Misc. II Bail App. No. 6066/2007
(Balbant Raj Vs. State of Rajasthan)

Date of order : 12/12/2007

HON'BLE MR.H.R.PANWAR, J.

Mr. Bharat Devasi for the petitioner.

Mr. Ashok Upadhyay, Public Prosecutor.

Heard learned counsel for the petitioner and the Public Prosecutor for the State. Perused the order impugned.

This is second bail application. While dismissing the earlier bail application, the petitioner was granted liberty to file a fresh bail application after filing of the challan. Learned counsel for the petitioner submits that challan has now been filed and the matter is posted for evidence of the prosecution witnesses, but the witness did not turn up. The petitioner is in custody since June, 2006 and the trial is likely to take time.

Looking to the facts and circumstances of the case and having considered the oral arguments advanced by both the parties, I think it just and proper to enlarge the accused petitioner on bail.

Accordingly, this bail application filed under Sec. 439 Cr.P.C. is allowed and it is directed that petitioner Balbant Raj S/o Sh. Dyal Ram be released on bail in CR No. 155/2006 P.S. Rohat, provided he executes a personal bond for a sum of Rs. 20,000/- with two sound

and solvent sureties in the sum of Rs. 10,000/- each to the satisfaction of learned trial court for his appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

(H.R.PANWAR), J.

RP